

CITY OF HORSESHOE BAY

ORDINANCE NO. ORD 08-03-11C

ZONING ORDINANCE AMENDMENT FOR EXTERIOR SURFACE OF CITY-OWNED GOVERNMENTAL BUILDINGS LOCATED AT THE SLICK ROCK PUBLIC WORKS MAINTENANCE COMPLEX

AN ORDINANCE OF THE CITY OF HORSESHOE BAY AMENDING SECTION 3.2.1(c) OF THE CITY OF HORSESHOE BAY'S ZONING ORDINANCE TO ALLOW CITY-OWNED GOVERNMENTAL BUILDINGS LOCATED AT THE SLICK ROCK PUBLIC WORKS MAINTENANCE COMPLEX, 7709 FM 2147 WEST TO BE EXCLUDED FROM THE 50% MASONRY EXTERIOR SURFACE REQUIREMENT; PROVIDING FOR EFFECTIVE DATE, REPEALER, SEVERABILITY AND FINDING OF PROPER NOTICE AND MEETING.

WHEREAS, Ordinance No. 07-09-18E, the City of Horseshoe Bay's Zoning Ordinance provides in Subsection 3.2.1(c) that all buildings in all Classifications in all Zones, except M-1 Mobile Home, must have exterior surfaces that are 50% masonry; and

WHEREAS, The City Council of Horseshoe Bay finds that amending the Zoning Ordinance to allow City-owned governmental buildings located at the Slick Rock Public Works Maintenance Complex located at 7709 FM 2147 West to not be required to meet the 50% masonry requirement is in the best interests of the City; and

WHEREAS, the City Council finds that it is necessary and proper for the good government, peace or order of the City of Horseshoe Bay to amend the regulations regarding City-owned governmental buildings' exteriors located at the Slick Rock Public Works Maintenance Complex, 7709 FM 2147 West;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Horseshoe Bay:

I. FINDINGS OF FACT

All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council, and are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

II. AMENDMENTS

(a) Amendment of Subsection 3.2.1(c)

Subsection 3.2.1(c) of Ordinance No. 07-09-18E, the City of Horseshoe Bay's Zoning Ordinance, is hereby amended so that the entirety of the subsection shall read as follows:

- (c) Except those located in the M-1 classification and in the City's Slick Rock Public Works Maintenance Complex, located at 7709 FM 2147 West, all structures must have exterior walls of at least fifty percent (50%) masonry on the surface of the walls excluding door frames and window frames. The exterior portion of all walls that are not masonry shall be painted or stained immediately upon completion or shall have color mixed in the final structural application, excepting acceptable woods that are commonly used without such finishes, so that all such materials shall have a finished appearance. No plywood, pressboard, particle board, vinyl or similar type of material shall be used on any exterior wall or any structure.

III. EFFECTIVE DATE

This Ordinance shall be and become effective immediately upon and after its passage and publication as may be required by governing law.

IV. REPEALER

All ordinances or parts of ordinances in force when the provisions of this Ordinance becomes effective which are inconsistent or in conflict with the terms and provisions contained in this Ordinance are hereby repealed only to the extent of such conflict.

V. SEVERABILITY

Should any part, sentence or phrase of this Ordinance be determined to be unlawful, void or unenforceable, the validity of the remaining portions of this Ordinance shall not be adversely affected. No portion of this Ordinance shall fail or become inoperative by reason of the invalidity of any other part. All provisions of this Ordinance are declared to be severable.

VI. PROPER NOTICE AND MEETING

It is hereby officially found and determined that the meeting at which this Ordinance was adopted was open to the public and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

ADOPTED AND APPROVED on this 11th day of March, 2008 by a vote of the City Council of the City of Horseshoe Bay, Texas.

CITY OF HORSESHOE BAY, TEXAS

/S/

Robert W. Lambert, Mayor

Attest:

/S/

Teresa L. Moore, City Secretary